

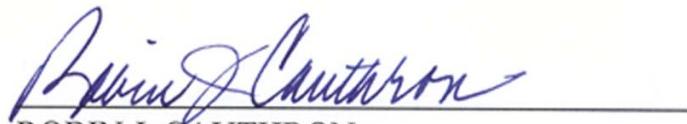
**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

DOUGLAS FLANDERMEYER, an )  
individual, )  
                                )  
                                Plaintiff, )  
                                )  
v.                             ) Case Number CIV-05-1197-C  
                                )  
TRACI FLANDERMEYER, an individual, )  
                                )  
                                Defendant. )

**MEMORANDUM OPINION**

Now before the Court is a Motion to Dismiss filed by Defendant Traci Flandermeier (Defendant) wherein she moves the Court to dismiss Plaintiff's state law claims under Fed. R. Civ. P. 12(b)(1) for lack of subject matter jurisdiction. Prior to filing a response, Plaintiff Douglas Flandermeier (Plaintiff) filed a notice voluntarily dismissing his state law claims. (Def.'s Notice, Dkt. No. 14.) In light of Plaintiff's notice, his state law claims are **DISMISSED WITHOUT PREJUDICE** and Defendant's Motion to Dismiss (Dkt. No. 10) is **STRICKEN AS MOOT**.

IT IS SO ORDERED this 18th day of November, 2005.

  
ROBIN J. CAUTHRON  
United States District Judge